

MCKOOL SMITH, PC
John J. Sparacino (TX Bar No. 18873700)
S. Margie Venus (TX Bar No. 20545900)
600 Travis Street, Suite 7000
Houston, Texas 77002
Telephone: (713) 485-7300
Facsimile: (713) 485-7344
Email: jsparacino@mckoolsmith.com
Email: mvenus@mckoolsmith.com

Travis E. DeArman (TX Bar No. 24074117)
300 Crescent Court, Suite 1200
Houston, Texas 75201
Telephone: (214) 978-4000
Facsimile: (214) 978-4044
Email: tdearman@mckoolsmith.com

PORZIO, BROMBERG & NEWMAN, P.C.
Warren J. Martin Jr. (admitted *pro hac vice*)
Rachel A. Parisi (admitted *pro hac vice*)
Brett S. Moore (admitted *pro hac vice*)
100 Southgate Parkway
P.O. Box 1997
Morristown, New Jersey 07962-1997
Telephone: (973) 538-4006
Facsimile: (973) 538-5146
Email: WJMartin@pbnlaw.com
Email: RAParisi@pbnlaw.com
Email: BSMoore@pbnlaw.com

*Counsel for the Official Equity Security Holders’
Committee*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: § **Chapter 11**
§
EIGER BIOPHARMACEUTICALS, INC., et al.¹ § **Case No. 24-80040 (SGJ)**
§
§
Debtors. § **(Jointly Administered)**

**THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS’ AMENDED
WITNESS LIST FOR SEPTEMBER 5, 2024 HEARINGS²**

The Official Committee of Equity Security Holders (the "Equity Committee") of Eiger BioPharmaceuticals, Inc., *et al.*, the above-captioned debtors and debtors-in-possession (the "Debtors"), hereby submit this amended witness list (the "Amended Witness List") and designate

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: Eiger BioPharmaceuticals, Inc. (1591); EBPI Merger Inc. (9986); EB Pharma LLC (8352); Eiger BioPharmaceuticals Europe Limited (N/A); and EigerBio Europe Limited (N/A). The Debtors’ service address is 2100 Ross Ave., Dallas, Texas 75201.

² The Exhibit List filed at Docket Nos. 601/603 (sealed) remains the same.



the following witnesses in connection with the matters scheduled for hearing on **September 5, 2024, at 9:30 a.m. (prevailing Central Time)**.

WITNESSES

1. Douglas Staut, Managing Director of Alvarez & Marsal and Chief Restructuring Officer of the Debtors;
2. David Apelian, Chief Executive Officer of the Debtors;
3. Leen Kawas, co-founder and managing general partner at Propel Bio Partners;
4. Matthew J. Dundon, Dundon Advisers LLC, Financial Advisor to the Equity Committee (fact and expert witness);³
5. Any witness listed by any other party;
6. Any witness called by any other party;
7. Any impeachment witness; and
8. Any rebuttal witness.

[Remainder of page intentionally left blank.]

³ The Debtors were previously advised of the inclusion of Mr. Dundon as a witness, and at the Debtors' request he is being made available for a deposition on September 4, 2024.

Dated: September 4, 2024

Respectfully submitted,

MCKOOL SMITH, PC

/s/ S. Margie Venus

John J. Sparacino (SBN 18873700)
S. Margie Venus (SBN 20545900)
600 Travis Street, Suite 7000
Houston, Texas 77002
Telephone: (713) 485-7300
Facsimile (713) 485-7344
jsparacino@mckoolsmith.com
mvenus@mckoolsmith.com

Travis E. DeArman (SBN 24074117)
300 Crescent Court, Suite 1200
Dallas, Texas 75201
Telephone (214) 978-4000
Facsimile (214) 978-4044
tdearman@mckoolsmith.com

-and-

Warren J. Martin Jr. (admitted *pro hac vice*)
Rachel A. Parisi (admitted *pro hac vice*)
Brett S. Moore (admitted *pro hac vice*)
PORZIO, BROMBERG & NEWMAN, P.C.
100 Southgate Parkway
P.O. Box 1997
Morristown, New Jersey 07962-1997
Telephone: (973) 538-4006
Facsimile: (973) 538-5146
WJMartin@pbnlaw.com
RAParisi@pbnlaw.com
BSMoore@pbnlaw.com

*Counsel for the Official Equity Security
Holders' Committee*

CERTIFICATE OF SERVICE

I certify that on September 4, 2024, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Northern District of Texas.

/s/ S. Margie Venus
S. Margie Venus